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4 **UNITED STATES DISTRICT COURT**
5 **DISTRICT OF NEVADA**

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7 SUET WONG,

8 Plaintiff,

9 v.

10 COUNTRYWIDE HOME LOANS, INC., et
11 al.,

12 Defendants.
13

Case No. 2:18-cv-01273-JCM-CWH

ORDER

14 Presently before the court is defendants Bank of America, N.A. and Countrywide Home
15 Loans, Inc.'s motion to stay discovery (ECF No. 17), filed on October 25, 2018. Defendant Fay
16 Servicing, LLC filed a joinder (ECF No. 19) on October 30, 2018. Plaintiff Suet Wong did not
17 file a response.

18 Also before the court is Wong's proposed discovery plan and scheduling order (ECF No.
19 18), filed on October 29, 2018.

20 The court ordered the parties to meet and confer regarding discovery because they had not
21 filed a proposed discovery plan and scheduling order. (Order (ECF No. 16).) In response to the
22 court's order, Wong filed a unilateral discovery plan that states a meet-and-confer conference was
23 not possible because Wong does not speak English. Bank of America and Countrywide moved to
24 stay discovery, arguing their pending motion to dismiss will dispose of all claims against them
25 and discovery is unnecessary at this juncture. Bank of America and Countrywide also note that
26 Wong did not oppose their motion to dismiss. Fay Servicing also argues a stay of discovery is
27 appropriate pending a decision on its separate motion to dismiss, though Wong opposed that
28 motion. Wong did not oppose defendants' motion to stay discovery.

1 Under Local Rule 7-2(d), the “failure of an opposing party to file points and authorities in
2 response to any motion . . . constitutes a consent to granting of the motion.” Given that Wong did
3 not oppose defendants’ motion to stay discovery, the court will grant the motion.

4 IT IS THEREFORE ORDERED that defendants Bank of America, N.A. and Countrywide
5 Home Loans, Inc.’s motion to stay discovery (ECF No. 17) is GRANTED.

6 IT IS FURTHER ORDERED that discovery is stayed pending the assigned United States
7 district judge’s decision on defendants’ motions to dismiss (ECF Nos. 5, 10).

8 IT IS FURTHER ORDERED that plaintiff Suet Wong’s proposed discovery plan and
9 scheduling order (ECF No. 18) is DENIED without prejudice.

10 IT IS FURTHER ORDERED that the parties must meet and confer and file a proposed
11 discovery plan and scheduling order within 21 days of the United States district judge’s order on
12 the pending motions to dismiss. The court recommends that Wong seek the assistance of an
13 interpreter to facilitate the meet-and-confer conference.

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15 DATED: December 3, 2018

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19 C.W. HOFFMAN, JR.
20 UNITED STATES MAGISTRATE JUDGE
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